



TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	10/712,553
		Filing Date	November 12, 2003
		First Named Inventor	William E. Webler
		Art Unit	Unknown
		Examiner Name	Unknown
Total Number of Pages in This Submission	27	Attorney Docket Number	5618P3665

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">Copies of 14 foreign cited references; Return receipt postcard</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William Thomas Babbitt, Reg. No. 39,591 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	<i>William T. Babbitt</i>
Date	3/31/04

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Nedy Calderon		
Signature	<i>Nedy Calderon</i>	Date	4/1/04

OIP E JC79
APR 12 2004
PATENT & TRADEMARK OFFICE

FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)
0.00

Complete if Known

Application Number	10/712,553
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First Named Inventor	William E. Webler
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Art Unit	Unknown
Attorney Docket No.	5618P3665

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None
☒ Deposit Account

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

- ☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
50	72*	0	\$0.00
Independent Claims	3	0	\$0.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple Dependent claim, if not paid	
1204	86	2204	43	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) 0.00

*or number previously paid, if greater, For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
2053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920 *	1804	920 *	Requesting publication of SIR prior to Examiner action	
1805	1,840 *	1805	1,840 *	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	1,210	2255	605	Extension for reply within fifth month	
1404	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	1809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	William Thomas Babbitt	Registration No. (Attorney/Agent)	39,591	Telephone	(310) 207-3800
Signature	William T. Babbitt	Date	3/31/04		

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 02/10/2004.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

WILLIAM E. WEBLER, ET AL.

Application No.: 10/712,553

Filed: November 12, 2003

For: **Valve Aptation Assist Device**

Art Group: Unknown

Examiner: Unknown

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In accordance with the duty of disclosure, enclosed is a copy of IDS Citation Form PTO/SB/08 or PTO-1449, together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed for applications filed after June 30, 2003). This IDS and IDS Citation Form are being submitted before the mailing of a first Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAEMAN LLP

Date: 3/31/04

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Nedy Calderon
Nedy Calderon

4/1/04
Date



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/712553
Filing Date	November 12, 2003
First Named Inventor	William E. Webler
Group Art Unit	Unknown
Examiner Name	Unknown

Sheet 1 of 2

Attorney Docket No: 5618P3665

US PATENT DOCUMENTS

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	Filing Date If Appropriate
	US-2001/0044568	11/22/2001	Langberg, et al.			11/22/2001
	US-2002/0016628	02/07/2002	Langberg, et al.			10/01/2001
	US-2002/0035361	03/12/2002	Houser, et al.			07/03/2001
	US-2002/0087173	07/04/2002	Alferness, et al.			12/28/2000
	US-2002/0103532	08/01/2002	Langberg, et al.			07/19/2001
	US-2002/0103533	08/01/2002	Langberg, et al.			01/30/2001
	US-5,522,873	06/04/1996	Jackman, et al.			07/06/1994
	US-5,571,215	11/05/1996	Sterman, et al.			12/06/1993
	US-5,613,937	03/25/1997	Garrison, et al.			08/23/1994
	US-5,617,854	04/08/1997	Munsif			06/22/1994
	US-5,640,955	06/24/1997	Ockuly, et al.			02/14/1995
	US-5,642,736	07/01/1997	Avitall			08/19/1996
	US-5,682,906	11/04/1997	Sterman, et al.			06/05/1995
	US-5,687,723	11/18/1997	Avitall			06/08/1995
	US-5,782,828	07/21/1998	Chen, et al.			12/11/1996
	US-5,823,955	10/20/1998	Kuck, et al.			11/20/1995
	US-5,868,733	02/09/1999	Ockuly, et al.			04/14/1995
	US-5,916,213	06/29/1999	Haissaguerre, et al.			02/04/1997
	US-5,961,440	10/05/1999	Schweich, Jr., et al.			09/18/1997
	US-5,989,284	11/23/1999	Laufer			02/18/1997
	US-6,001,127	12/14/1999	Schoon, et al.			03/31/1998
	US-6,045,497	04/04/2000	Schweich, Jr., et al.			07/29/1998
	US-6,050,936	04/18/2000	Schweich, Jr., et al.			02/02/1997
	US-6,059,715	05/09/2000	Schweich, Jr., et al.			01/04/1999
	US-6,077,214	06/20/2000	Mortier, et al.			07/29/1998
	US-6,090,096	07/18/2000	St. Goar, et al.			04/23/1997
	US-6,110,100	08/29/2000	Talpade,			04/22/1998
	US-6,117,176	09/12/2000	Chen,			05/27/1997
	US-6,162,168	12/19/2000	Schweich, Jr., et al.			01/28/2000
	US-6,164,283	12/26/2000	Lesh,			01/29/1999
	US-6,165,119	12/26/2000	Schweich, Jr., et al.			01/04/1999
	US-6,165,120	12/26/2000	Schweich, Jr., et al.			04/04/2000
	US-6,165,183	12/26/2000	Kuehn, et al.			07/15/1998
	US-6,183,411	02/06/2001	Mortier, et al.			09/21/1998
	US-6,203,531	03/20/2001	Ockuly, et al.			08/05/1997
	US-6,231,587	05/15/2001	Makower, et al.			03/11/1999
	US-6,241,728	06/05/2001	Gaiser, et al.			09/14/1999
	US-6,260,552	07/17/2001	Mortier, et al.			07/29/1998
	US-6,261,222	07/17/2001	Schweich, Jr., et al.			02/03/2000
	US-6,264,602	07/24/2001	Mortier, et al.			03/09/2000

EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. † Applicant's unique citation designation number (optional) ‡ Applicant is to place a check mark here if English language Translation is attached

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Application Number	10/712553
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First Named Inventor	William E. Webler
Group Art Unit	Unknown
Examiner Name	Unknown

Sheet 2 of 2

Attorney Docket No: 5618P3665

	US-6,267,781	07/31/2001	Tu			10/09/1999
	US-6,283,127	09/04/2001	Sterman, et al.			09/25/1998
	US-6,283,962	09/04/2001	Tu, et al.			12/07/1999
	US-6,306,133	10/23/2001	Tu, et al.			10/02/1999
	US-6,312,447	11/06/2001	Grimes			10/13/1999
	US-6,402,781	06/11/2002	Langberg, et al.			01/31/2000

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	T ²
	WO-01/54618	08/02/2001	Langberg, et al.			
	WO-02/053206	07/11/2002	Alferness, et al.			
	WO-02/062270	08/15/2002	Solem, et al.			
	WO-02/062408	08/15/2002	Taylor, Liddicoat S., et al.			
	WO-98/29041	07/09/1998	Schweich, Jr., et al.			
	WO-99/30647	06/24/1999	Mortier, et al.			
	WO-99/44534	09/10/1999	Melvin			
	WO-00/06026	02/10/2000	Schweich, et al.			
	WO-00/06027	02/10/2000	Mortier, et al.			
	WO-00/06028	02/10/2000	Mortier, et al.			
	WO-00/16700	03/30/2000	Mortier, et al.			
	WO-01/28455	04/26/2001	McCarthy, et al.			
	WO-02/062263	08/15/2002	Cohn, et al.			
	WO-02/060352	08/08/2002	LaShinki, et al.			

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
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EXAMINER

DATE CONSIDERED

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